

THURSDAY, JANUARY 20, 2022

THIRTY-NINTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Pastor Tony Walliser, Silverdale Baptist Church, Chattanooga, TN.

Representative Vital led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 87

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Love, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 87

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Powell; business

Representative Freeman; business

Representative Mannis; personal

Representative Cooper; personal

Representative Rudder; personal

Representative Lynn

Representative Lamar

Representative Kumar; personal

Representative Halford; illness

Representative Campbell

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 671 Rep. Thompson as prime sponsor.

House Joint Resolution No. 672 Reps. Faison, Littleton, Clemmons and Curcio as prime sponsors.

House Joint Resolution No. 696 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 701 Reps. Littleton and Clemmons as prime sponsors.

House Joint Resolution No. 704 Reps. Terry, Rudd and Sparks as prime sponsors.

House Joint Resolution No. 705 Reps. Terry and Rudd as prime sponsors.

House Joint Resolution No. 706 Reps. Terry and Rudd as prime sponsors.

House Joint Resolution No. 707 Reps. Terry and Rudd as prime sponsors.

House Joint Resolution No. 708 Reps. Terry and Rudd as prime sponsors.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution was introduced and placed on the Consent Calendar for January 24, 2022:

***House Joint Resolution No. 710** -- Memorials, Sports - University School of Nashville boys' cross country team, TSSAA Division II, Class A state champions. by *Clemmons.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1773 -- Sunset Laws - As introduced, extends the advisory board for rehabilitation centers to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 11, Part 7. by *Ragan.

House Bill No. 1774 -- Sunset Laws - As introduced, extends the applied behavior analyst licensing committee of the board of examiners in psychology to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 11, Part 3. by *Ragan.

House Bill No. 1775 -- Sunset Laws - As introduced, extends the archaeological advisory council to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 11, Chapter 6. by *Ragan.

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House Bill No. 1776 -- Sunset Laws - As introduced, extends the board of athletic trainers to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 24. by *Ragan.

House Bill No. 1777 -- Sunset Laws - As introduced, extends the board of dietitian/nutritionist examiners to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25. by *Ragan.

House Bill No. 1778 -- Sunset Laws - As introduced, extends the board of examiners for nursing home administrators to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 16. by *Ragan.

House Bill No. 1779 -- Sunset Laws - As introduced, extends the board of parole to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 40, Chapter 28, Part 1. by *Ragan.

House Bill No. 1780 -- Sunset Laws - As introduced, extends the board of respiratory care to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 27. by *Ragan.

House Bill No. 1781 -- Sunset Laws - As introduced, extends the bureau of TennCare within the department of finance and administration to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 71. by *Ragan.

House Bill No. 1782 -- Sunset Laws - As introduced, extends the consumer advocate division in the office of the attorney general and reporter to July 1, 2023. - Amends TCA Title 4, Chapter 29 and Title 65. by *Ragan.

House Bill No. 1783 -- Sunset Laws - As introduced, extends the council for licensing hearing instrument specialists to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 17. by *Ragan.

House Bill No. 1784 -- Sunset Laws - As introduced, extends the council of certified professional midwifery to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 29. by *Ragan.

House Bill No. 1785 -- Sunset Laws - As introduced, extends the council on children's mental health care to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 37, Chapter 3, Part 1. by *Ragan.

House Bill No. 1786 -- Sunset Laws - As introduced, extends the department of agriculture to June 30, 2026; requires the department to report back to the commerce, labor, transportation and agriculture joint evaluation committee by December 31, 2022, to update the committee on its progress in addressing the findings set forth in the August 2021 performance audit report. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Ragan.

House Bill No. 1787 -- Sunset Laws - As introduced, extends the department of education to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Ragan.

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House Bill No. 1788 -- Sunset Laws - As introduced, extends the department of human services to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Ragan.

House Bill No. 1789 -- Sunset Laws - As introduced, extends the department of revenue to June 30, 2027. - Amends TCA Title 4, Chapter 3 and Title 4, Chapter 29. by *Ragan.

House Bill No. 1790 -- Sunset Laws - As introduced, extends the department of tourist development to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Ragan.

House Bill No. 1791 -- Sunset Laws - As introduced, extends the department of veterans services to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Ragan.

House Bill No. 1792 -- Sunset Laws - As introduced, extends the domestic violence state coordinating council to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 38, Chapter 12. by *Ragan.

House Bill No. 1793 -- Sunset Laws - As introduced, extends the Great Smoky Mountains Park commission to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 11, Chapter 19. by *Ragan.

House Bill No. 1794 -- Sunset Laws - As introduced, extends the housing development agency, board of directors to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 13, Chapter 23, Part 1. by *Ragan.

House Bill No. 1795 -- Sunset Laws - As introduced, extends the Interstate Compact on Mental Health to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 33, Chapter 9. by *Ragan.

House Bill No. 1796 -- Sunset Laws - As introduced, extends the Interstate Compact on the Placement of Children to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 37, Chapter 4, Part 2. by *Ragan.

House Bill No. 1797 -- Sunset Laws - As introduced, extends the Interstate Insurance Product Regulation Compact of 2007 to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 56, Chapter 58. by *Ragan.

House Bill No. 1798 -- Sunset Laws - As introduced, extends the local government planning advisory committee to June 30, 2023. - Amends TCA Title 4, Chapter 29; Title 4, Chapter 3, Part 7; Title 6, Chapter 58; Title 11; Title 13, Chapter 3, Part 1 and Title 67, Chapter 5. by *Ragan.

House Bill No. 1799 -- Sunset Laws - As introduced, extends the pest control advisory board to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 62, Chapter 21. by *Ragan.

House Bill No. 1800 -- Sunset Laws - As introduced, extends the polysomnography professional standards committee to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 31. by *Ragan.

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House Bill No. 1801 -- Sunset Laws - As introduced, extends the school bond authority to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 3, Part 12. by *Ragan.

House Bill No. 1802 -- Sunset Laws - As introduced, extends the Southeast Interstate Low-Level Radioactive Waste Compact to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 202, Part 7. by *Ragan.

House Bill No. 1803 -- Sunset Laws - As introduced, extends the state board of cosmetology and barber examiners to June 30, 2028. - Amends TCA Title 4, Chapter 29; Title 62, Chapter 3 and Title 62, Chapter 4. by *Ragan.

House Bill No. 1804 -- Sunset Laws - As introduced, extends the state family support council to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 33, Chapter 5, Part 2. by *Ragan.

House Bill No. 1805 -- Sunset Laws - As introduced, extends the state university and community college system, board of regents to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 8, Part 2. by *Ragan.

House Bill No. 1806 -- Sunset Laws - As introduced, extends the statewide planning and policy council for the department of intellectual and developmental disabilities to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 33, Chapter 5, Part 6. by *Ragan.

House Bill No. 1807 -- Sunset Laws - As introduced, extends the Tellico Reservoir development agency to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 64, Chapter 1, Part 7. by *Ragan.

House Bill No. 1808 -- Sunset Laws - As introduced, extends the Tennessee advisory committee for acupuncture to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 10. by *Ragan.

House Bill No. 1809 -- Sunset Laws - As introduced, extends the Tennessee arts commission to June 30, 2028. - Amends TCA Title 4, Chapter 20, Part 1 and Title 4, Chapter 29. by *Ragan.

House Bill No. 1810 -- Sunset Laws - As introduced, extends the Tennessee center for earthquake research and information to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 8, Part 6. by *Ragan.

House Bill No. 1811 -- Sunset Laws - As introduced, extends the Tennessee emergency medical services board to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 3. by *Ragan.

House Bill No. 1812 -- Sunset Laws - As introduced, extends the Tennessee equine health advisory commission to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 43, Chapter 13. by *Ragan.

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House Bill No. 1813 -- Sunset Laws - As introduced, extends the Tennessee film, entertainment and music commission to June 30, 2025. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3, Part 50. by *Ragan.

House Bill No. 1814 -- Sunset Laws - As introduced, extends the Tennessee fish and wildlife commission to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 70. by *Ragan.

House Bill No. 1815 -- Sunset Laws - As introduced, extends the Tennessee higher education commission to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 7, Part 2. by *Ragan.

House Bill No. 1816 -- Sunset Laws - As introduced, extends the Tennessee life and health insurance guaranty association to June 30, 2030. - Amends TCA Title 4, Chapter 29 and Title 56, Chapter 12. by *Ragan.

House Bill No. 1817 -- Sunset Laws - As introduced, extends the Tennessee massage licensure board to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 18. by *Ragan.

House Bill No. 1818 -- Sunset Laws - As introduced, extends the Tennessee medical laboratory board to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 29. by *Ragan.

House Bill No. 1819 -- Sunset Laws - As introduced, extends the Tennessee rare disease advisory council to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 71, Chapter 7. by *Ragan.

House Bill No. 1820 -- Sunset Laws - As introduced, extends the Tennessee rehabilitative initiative in correction board to June 30, 2027. - Amends TCA Title 4, Chapter 29 and Title 41, Chapter 22, Part 4. by *Ragan.

House Bill No. 1821 -- Sunset Laws - As introduced, extends the Tennessee residence commission to June 30, 2030. - Amends TCA Title 4, Chapter 23, Part 2 and Title 4, Chapter 29. by *Ragan.

House Bill No. 1822 -- Sunset Laws - As introduced, extends the Tennessee soil and water conservation commission to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 43, Chapter 14. by *Ragan.

House Bill No. 1823 -- Sunset Laws - As introduced, extends the Tennessee sports hall of fame to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3, Part 54. by *Ragan.

House Bill No. 1824 -- Sunset Laws - As introduced, extends the Tennessee student assistance corporation, board of directors to June 30, 2026. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 4, Part 2. by *Ragan.

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House Bill No. 1825 -- Sunset Laws - As introduced, extends the water and wastewater operators, board of certification to June 30, 2028. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 221, Part 9. by *Ragan.

House Bill No. 1826 -- Sunset Laws - As introduced, terminates the West Fork Drakes Creek dam and reservoir interstate authority with no wind down period. - Amends TCA Title 4, Chapter 29 and Title 64, Chapter 1, Part 9. by *Ragan.

House Bill No. 1827 -- Administrative Procedure (UAPA) - As introduced, continues permanent rules filed with the secretary of state between January 1, 2021, and December 31, 2021; schedules the University of Tennessee (Knoxville) Rule 1720-04-03.01 regarding student code of conduct and the Austin Peay State University Rule 0240-05-06-.04 regarding title IX compliance to expire. by *Ragan.

House Bill No. 1828 -- Correction, Dept. of - As introduced, reduces from 10 to five business days after a death, the time within which the commissioner must report the death of a person in custody to members of the general assembly representing the legislative districts where the deceased person resided; requires that the information contained in the report include the name of the department facility where the death occurred. - Amends TCA Title 4. by *Ragan.

House Bill No. 1829 -- Administrative Procedure (UAPA) - As introduced, requires each state agency head to complete periodic training for purposes of complying with the requirements of the "Regulatory Flexibility Act of 2007." - Amends TCA Title 4, Chapter 5. by *Ragan.

House Bill No. 1830 -- Firearms and Ammunition - As introduced, requires certain departments to create programs to reduce gun violence in communities, including a youth employment program, violence intervention program, and firearm buyback program; requires the department of health to submit a quarterly report to the legislature and counties and municipalities on the effects of gun violence in communities. - Amends TCA Title 4; Title 38; Title 39; Title 49; Title 50; Title 68 and Title 71. by *Lamar.

***House Bill No. 1831** -- Real Estate Agents and Brokers - As introduced, requires the installation and maintenance of fuel gas detectors in rooms containing an appliance fueled by propane, natural gas, or any liquified petroleum gas for certain residential buildings. - Amends TCA Title 47; Title 49; Title 66 and Title 68. by *Lamar.

***House Bill No. 1832** -- Judicial Districts - As introduced, establishes an advisory task force to recommend a proposed statewide judicial redistricting plan every 10 years; requires the general assembly to reapportion the judicial districts during each year following receipt of the proposed plan. - Amends TCA Title 8; Title 16; Title 17 and Title 18. by *Lamberth.

***House Bill No. 1833** -- Litter Control - As introduced, expands the offense of aggravated criminal littering to include knowingly placing, dropping, or throwing one or more tires on public or private property without permission; classifies aggravated criminal littering as a Class A misdemeanor if it involves less than four tires and a Class E felony for four or more tires. - Amends TCA Title 39, Chapter 14, Part 5; Title 55 and Title 68, Chapter 211. by *Hall.

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***House Bill No. 1834** -- DUI Offenses - As introduced, requires a sentencing court to order a defendant who has been convicted of vehicular homicide or aggravated vehicular homicide due to intoxication and in which the victim of the offense was the parent of a minor child to pay restitution in the form of child maintenance to each of the victim's children until each child reaches 18 years of age and has graduated from high school. - Amends TCA Title 39; Title 40 and Title 55. by *Hall.

***House Bill No. 1835** -- Employees, Employers - As introduced, authorizes a volunteer rescue squad worker to respond to an emergency during the worker's regularly scheduled working hours without loss of pay, vacation time, sick leave, or earned overtime accumulation; authorizes such worker to take the worker's next shift off as a vacation or sick day without loss of pay under certain circumstances. - Amends TCA Section 4-21-401; Section 50-1-307 and Section 50-1-309. by *Grills.

***House Bill No. 1836** -- Education - As introduced, requires each public high school to begin classroom instruction no earlier than 8:30 a.m. and each public middle school to begin classroom instruction no earlier than 8:00 a.m. beginning in the 2023-2024 school year. - Amends TCA Title 49, Chapter 2 and Title 49, Chapter 6, Part 30. by *Clemmons.

House Bill No. 1837 -- Taxes, Sales - As introduced, revises definition of "cost" in the Border Region Retail Tourism Development District Act to include rental discounts and incentives provided to certain retail or tourism facilities that lease property within a district. - Amends TCA Title 7, Chapter 40. by *Helton.

***House Bill No. 1838** -- Education, State Board of - As introduced, divides the appointing authority for each of the nine members of the board representing the state's nine congressional districts among the governor, the speaker of the senate, and the speaker of the house of representatives such that each appoints three members; revises the legislative confirmation process for members appointed on or after July 1, 2022. - Amends TCA Title 49, Chapter 1. by *Cepicky.

***House Bill No. 1839** -- Judicial Districts - As introduced, creates one additional circuit court each in the thirteenth, nineteenth, twenty-second, and twenty-third judicial districts; creates one additional chancery court in the nineteenth judicial district. - Amends TCA Title 16, Chapter 2. by *Curcio, *Sexton C, *Johnson C, *Keisling, *Windle, *Williams, *Reedy, *Kumar, *Byrd, *Sherrell, *Hodges, *Littleton, *Weaver, *Griffey, *Cepicky, *Doggett.

House Bill No. 1840 -- Students - As introduced, includes students who fulfill the requirements of the Tennessee work ethic distinction program to receive recognition as a Tennessee Tri-Star scholar. - Amends TCA Title 49, Chapter 6, Part 60. by *Hawk.

***House Bill No. 1841** -- Insurance, Health, Accident - As introduced, extends the statutory provision regulating reimbursements for healthcare services provided during a telehealth encounter beyond April 1, 2022; tolls, for the duration of any state of emergency, the

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16-month period that a provider can offer telemedicine services to the patient without having an in-person encounter. - Amends TCA Title 56 and Section 63-1-155. by *Hawk.

***House Bill No. 1842** -- Solid Waste Disposal - As introduced, requires operator of a Class I landfill to submit with an application for a major modification to or expansion of the landfill a letter of support from the mayor or legislative body of each local government that would be impacted by such modification or expansion. - Amends TCA Title 5; Title 6; Title 7 and Title 68. by *Terry.

***House Bill No. 1843** -- Health Care - As introduced, expands the definition of provider-based telemedicine to include HIPAA compliant audio-only conversations for the provision of healthcare services beyond behavioral health services when other means are unavailable. - Amends TCA Title 56. by *Terry.

***House Bill No. 1844** -- Holidays and Days of Special Observance - As introduced, designates the month of October annually as "Economic Education Month." - Amends TCA Title 15, Chapter 2. by *Baum.

House Bill No. 1845 -- Public Funds and Financing - As introduced, creates the "State Lending Transparency Act." - Amends TCA Title 4; Title 8; Title 9 and Title 67. by *Baum.

***House Bill No. 1846** -- Taxes, Real Property - As introduced, increases from \$175,000 to \$250,000 the first portion of home value for which property tax relief will be reimbursed to disabled veteran home owners. - Amends TCA Section 67-5-704. by *Johnson C.

***House Bill No. 1847** -- Tort Liability and Reform - As introduced, limits the liability of a person or entity that contracts with the department of children's services to provide foster care services to children in the department's custody in the same manner that the department's liability is limited. - Amends TCA Title 9; Title 29 and Title 37. by *Littleton.

***House Bill No. 1848** -- Local Education Agencies - As introduced, requires the compensation of county school board members to be included in the school district budget submitted to the county legislative body, rather than being fixed by the county legislative body; prohibits reducing a county school board member's compensation from the prior year. - Amends TCA Title 49. by *Howell.

***House Bill No. 1849** -- Local Education Agencies - As introduced, authorizes an LEA to use the ACT, ACT Aspire, or SAT suites of assessments, instead of state-mandated assessments, to test students in grades 9-12 in the subjects of math and English language arts. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6. by *Howell.

***House Bill No. 1850** -- Education, Curriculum - As introduced, removes authorization for students in grades seven and eight to enroll in course access program courses; removes the authority of the state board of education to approve and adopt additional enrollment requirements for course access program courses; authorizes the state board to establish additional grounds and requirements for the exclusion of courses from the course access catalog. - Amends TCA Title 49, Chapter 18. by *Hurt, *Cepicky, *Sexton C.

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***House Bill No. 1851** -- Sewage - As introduced, prohibits the commissioner of environment and conservation from issuing a water quality state operating permit for a pump and haul system that is located in the urban growth boundary of a municipality without the approval of the legislative body for that municipality. - Amends TCA Title 6; Title 7; Title 13 and Title 69, Chapter 3. by *Hurt.

***House Bill No. 1852** -- Pensions and Retirement Benefits - As introduced, allows TCRS members who served in the armed forces during certain periods of armed conflict to establish retirement credit for the military service under certain conditions. - Amends TCA Section 8-34-605. by *Boyd.

House Bill No. 1853 -- Employees, Employers - As introduced, lowers the threshold for employers having to verify work authorization status of new hires through E-Verify from those with 50 or more employees to those with 25 or more employees; requires the office of employment verification assistance to offer, at no charge, E-Verify sign ups and work authorization status checks for employers with less than 50 employees; protects employers acting upon false results generated by E-Verify; prohibits certain wrongful or retaliatory discharge or discrimination actions; prohibits certain rehires. - Amends TCA Title 4; Title 12; Title 39; Title 50 and Title 67. by *Boyd.

House Bill No. 1854 -- Public Records - As introduced, requires a records custodian to cite the state law prohibiting disclosure of a public record if the denial of the public records request is based on state law; requires a records custodian to allow a person making a public records request to inspect records in certain circumstances; clarifies the forms of identification a governmental entity may request as evidence of residency in this state from a person seeking public records. - Amends TCA Title 10, Chapter 7, Part 5. by *Whitson.

House Bill No. 1855 -- Sexual Offenses - As introduced, revises the penalties for continuous sexual abuse of a child to clarify that an offense involving three or more violations of aggravated rape, rape, aggravated sexual battery, rape of a child, solicitation of sexual abuse of a minor, or aggravated rape of a child is a Class A felony; an offense involving two violations of such offenses is a Class B felony; and an offense involving one or no violations of such offenses is a Class C felony. - Amends TCA Title 38; Title 39; Title 40; Title 41; Title 53 and Title 55. by *Doggett.

***House Bill No. 1856** -- Labor - As introduced, prohibits receipt of state benefits to a business that fails to provide instruction or documents to employees on the right to designate a bargaining representative through secret ballot and the right to not be subject to unfair labor practices, and to grant equal access to its property to employees and proposed bargaining representatives named on an organization election ballot. - Amends TCA Title 4; Title 9; Title 50 and Title 67. by *Smith.

***House Bill No. 1857** -- Holidays and Days of Special Observance - As introduced, designates April 7 as "Alexander Disease Day." - Amends TCA Title 15, Chapter 2. by *Helton.

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House Bill No. 1858 -- Taxes, Agricultural and Open Spaces - As introduced, clarifies that the minimum size requirement of 15 acres for land to be eligible to be classified as forest land for purposes of assessment and reduced property taxes may be achieved with a single tract or with two noncontiguous tracts separated only by a road, body of water, or public or private easement. - Amends TCA Section 67-5-1004. by *Darby.

House Bill No. 1859 -- Animal Cruelty and Abuse - As introduced, establishes standards for shelter that must be provided to dogs under present animal cruelty laws, including requirements for ventilation, size, and the ability to retain body heat. - Amends TCA Title 39, Chapter 14, Part 2. by *Crawford.

***House Bill No. 1860** -- Education - As introduced, allows teachers, schools, and LEAs to use results from benchmark assessments, including, but not limited to, state-adopted benchmark assessments or a universal screener approved by the state board of education, to measure student achievement, student performance, and student growth. - Amends TCA Title 49, Chapter 1. by *Haston.

***House Bill No. 1861** -- Traffic Safety - As introduced, requires employees and contractors of the department of transportation and first responders to wear blaze orange vests with reflective tape when working on roads and highways; prohibits all other colored vests; requires the department of safety to provide training on proper interstate incident traffic control to each police officer in a department that contains in its jurisdiction an interstate highway. - Amends TCA Title 38; Title 54; Title 55; Title 68, Chapter 102 and Title 68, Chapter 140. by *Haston.

***House Bill No. 1862** -- Education, Higher - As introduced, requires, beginning with the 2022-2023 academic year, each four-year public institution of higher education to obtain the score of each student seeking admission to, or enrollment in, the institution as an entering freshman on a postsecondary readiness assessment or nationally recognized college admissions test before the student may be admitted or enrolled. - Amends TCA Title 49. by *Cepicky.

***House Bill No. 1863** -- Basic Education Program (BEP) - As introduced, increases the number of BEP funded full-time public school nurse positions from one per 3,000 students to one per 750 students; increases the number of full-time public school nurses considered sufficient for the public school nurse program to adequately provide services from one nurse per 3,000 students to one nurse per 750 students; requires the BEP formula to fund full-time school counselor positions at a ratio of one per 250 students or one full-time school counselor position for each LEA, whichever is greater. - Amends TCA Title 49, Chapter 3, Part 3 and Title 68, Chapter 1, Part 12. by *Darby, *Love.

***House Bill No. 1864** -- Public Funds and Financing - As introduced, authorizes capital outlay notes to be refunded with public building authority loans, subject to review by the comptroller; makes other revisions to provisions governing bonds and notes issued by local governments. - Amends TCA Title 9, Chapter 21 and Section 12-10-116. by *Baum.

***House Bill No. 1865** -- Education - As introduced, requires LEAs to offer high school students high school credit for a course of in which the student is not enrolled but for which the

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student has satisfied the course requirements through an examination. - Amends TCA Title 49. by *Casada, *Cepicky.

House Bill No. 1866 -- Child Custody and Support - As introduced, provides that a person for whom a child support obligation has been ordered by a court and who has not paid child support for three years or more will not have custody or visitation rights with respect to that child; allows the other parent of the child to request that the court grant the parent who has not paid child support reasonable visitation rights with the child. - Amends TCA Title 36 and Title 37. by *Casada.

***House Bill No. 1867** -- Employees, Employers - As introduced, requires an employer with a mandatory COVID-19 vaccination policy to grant an exemption to the policy to any person who provides a medical reason supported by a statement from a licensed healthcare practitioner or a religious reason, and makes other related changes; specifies that a healthcare practitioner that provides such a statement is acting within the practitioner's scope of practice, immune from civil liability, and protected from disciplinary action by a health-related board. - Amends TCA Title 14. by *Zachary, *Lamberth, *Faison, *Todd, *Boyd, *Grills, *Cochran, *Smith.

House Bill No. 1868 -- Election Laws - As introduced, prohibits instant runoff and ranked choice voting in this state. - Amends TCA Title 2. by *Vaughan.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 1733** -- Public Records -- House State Government Committee

House Bill No. 1734 -- Law Enforcement -- House State Government Committee

***House Bill No. 1735** -- Firearms and Ammunition -- House Civil Justice Committee

House Bill No. 1736 -- Domestic Violence -- House Civil Justice Committee

***House Bill No. 1737** -- Insurance, Motor Vehicles -- House Insurance Committee

***House Bill No. 1738** -- Taxes, Sales -- House Finance, Ways, and Means Committee

***House Bill No. 1739** -- Judges and Chancellors -- House Civil Justice Committee

***House Bill No. 1740** -- Education, Dept. of -- House Education Administration Committee

***House Bill No. 1741** -- Education, Higher -- House Education Administration Committee

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***House Bill No. 1742** -- Education, Higher -- House Education Administration Committee

***House Bill No. 1743** -- Taxes, Sales -- House Finance, Ways, and Means Committee

***House Bill No. 1744** -- Local Education Agencies -- House Education Administration Committee

***House Bill No. 1745** -- Taxes, Sales -- House Finance, Ways, and Means Committee

***House Bill No. 1746** -- Election Laws -- House Local Government Committee

***House Bill No. 1747** -- Controlled Substances -- House Health Committee

***House Bill No. 1748** -- Administrative Procedure (UAPA) -- House Government Operations Committee

***House Bill No. 1749** -- Administrative Procedure (UAPA) -- House State Government Committee

House Bill No. 1750 -- Open Meetings -- House State Government Committee

***House Bill No. 1751** -- Insurance, Health, Accident -- Caption Bill Held on House Desk

***House Bill No. 1752** -- Insurance, Health, Accident -- Caption Bill Held on House Desk

***House Bill No. 1753** -- Education -- House Education Instruction Committee

***House Bill No. 1754** -- Teachers, Principals and School Personnel -- House Education Administration Committee

***House Bill No. 1755** -- Lafayette -- House Local Government Committee

***House Bill No. 1756** -- Driver Licenses -- House Criminal Justice Committee

***House Bill No. 1757** -- Trade Regulation -- House Commerce Committee

***House Bill No. 1758** -- Health Care -- House Health Committee

***House Bill No. 1759** -- Teachers, Principals and School Personnel -- House Education Administration Committee

***House Bill No. 1760** -- Public Records -- House State Government Committee

***House Bill No. 1761** -- Criminal Offenses -- House Criminal Justice Committee

***House Bill No. 1762** -- Health Care -- House Health Committee

***House Bill No. 1763** -- Controlled Substances -- House Criminal Justice Committee

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***House Bill No. 1764** -- Utilities, Utility Districts -- House Commerce Committee

***House Bill No. 1765** -- Tort Liability and Reform -- House Civil Justice Committee

***House Bill No. 1766** -- Bail, Bail Bonds -- House Criminal Justice Committee

***House Bill No. 1767** -- Sentencing -- House Criminal Justice Committee

House Bill No. 1768 -- Clerks, Court -- House Civil Justice Committee

***House Bill No. 1769** -- Criminal Offenses -- House Criminal Justice Committee

House Bill No. 1770 -- Landlord and Tenant -- House Commerce Committee

***House Bill No. 1771** -- Common Carriers -- House Commerce Committee

***House Bill No. 1772** -- Commerce and Insurance, Dept. of -- House Insurance Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **January 20, 2022**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bills on the **Regular Calendar** for **January 24, 2022**: House Bills Nos. 1034, 1035, and 1037.

CONSENT CALENDAR

House Resolution No. 123 -- Memorials, Recognition - Command Sergeant Major Lesley Freeman, Jr., U.S. Army (Retired). by *Hodges.

House Resolution No. 124 -- Memorials, Sports - University School of Jackson girls' soccer team, TSSAA Division II, Class A state champions. by *Todd.

House Resolution No. 125 -- Memorials, Recognition - HENRY Mask. by *Camper.

***House Joint Resolution No. 668** -- Memorials, Recognition - St. Jude Children's Research Hospital Month, February 2022. by *Lamar, *Vaughan, *Hardaway, *Chism, *Harris, *Dixie, *Love, *Beck, *Miller, *Shaw, *White.

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***House Joint Resolution No. 669** -- Memorials, Death - Robert Dallus Whitfield. by *Boyd, *Clemmons.

***House Joint Resolution No. 670** -- Memorials, Sports - Bob Hearn, 2021 Last Annual Vol State Road Race. by *Marsh.

***House Joint Resolution No. 671** -- Memorials, Death - William B. "Billy" Dunavant, Jr. by *Gillespie, *Thompson.

***House Joint Resolution No. 672** -- Memorials, Retirement - Deborah Taylor Tate, Director of the Administrative Office of the Courts. by *Lamberth, *Garrett, *Faison, *Littleton, *Clemmons, *Curcio.

***House Joint Resolution No. 693** -- Memorials, Death - John Henry "Butch" Perry, Jr. by *McKenzie, *Ramsey.

***House Joint Resolution No. 695** -- Memorials, Recognition - Water Valley community. by *Cepicky.

***House Joint Resolution No. 696** -- Memorials, Recognition - WGNS, 75th anniversary. by *Sparks, *Terry, *Rudd, *Baum, *Clemmons.

***House Joint Resolution No. 697** -- Memorials, Death - Ralph Wesley Mosley. by *Clemmons, *Beck, *Jernigan, *Love, *Stewart.

***House Joint Resolution No. 698** -- Memorials, Recognition - Jarrett Snider, Governor's Volunteer Stars Award. by *Darby.

***House Joint Resolution No. 699** -- Memorials, Recognition - Paige Dennis, Governor's Volunteer Stars Award. by *Darby.

***House Joint Resolution No. 700** -- Memorials, Recognition - Dr. Marvin Downing, Governor's Volunteer Stars Award. by *Darby.

***House Joint Resolution No. 701** -- Memorials, Retirement - Captain Victor G. Donoho. by *Russell, *Littleton, *Clemmons, *Alexander, *Baum, *Beck, *Boyd, *Bricken, *Byrd, *Calfee, *Camper, *Carr, *Casada, *Cepicky, *Cochran, *Crawford, *Curcio, *Darby, *Doggett, *Eldridge, *Faison, *Farmer, *Gant, *Garrett, *Gillespie, *Griffey, *Grills, *Hakeem, *Hall, *Hardaway, *Harris, *Haston, *Hawk, *Hazlewood, *Helton, *Hicks G, *Hicks T, *Hodges, *Holsclaw, *Howell, *Hulsey, *Hurt, *Jernigan, *Johnson C, *Johnson G, *Keisling, *Lafferty, *Lamberth, *Leatherwood, *Love, *Marsh, *McKenzie, *Miller, *Moody, *Moon, *Ogles, *Parkinson, *Powers, *Ramsey, *Reedy, *Rudd, *Sexton C, *Sexton J, *Shaw, *Sherrell, *Smith, *Sparks, *Stewart, *Terry, *Thompson, *Towns, *Travis, *Vaughan, *Vital, *Warner, *Weaver, *White, *Whitson, *Williams, *Windle, *Wright, *Zachary.

***House Joint Resolution No. 702** -- Memorials, Recognition - Jeffrey Stubblefield, Tristar Reads Summer Reading Program Scholarship Award. by *Helton.

***House Joint Resolution No. 703** -- Memorials, Personal Occasion - Lorella Tolliver, 100th birthday. by *Campbell S.

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***House Joint Resolution No. 704** -- Memorials, Personal Achievement - Reece Watson Edwards, Eagle Scout. by *Baum, *Terry, *Rudd, *Sparks.

***House Joint Resolution No. 705** -- Memorials, Sports - Samantha Ouellette, Central Magnet High School, TSSAA Division I, Class A-AA Girls' Individual State Cross Country Champion. by *Baum, *Terry, *Rudd.

***House Joint Resolution No. 706** -- Memorials, Sports - Kyra Hayes, Siegel High School, TSSAA Division I, Class AAA Girls' Individual State Cross Country Champion. by *Baum, *Terry, *Rudd.

***House Joint Resolution No. 707** -- Memorials, Sports - Murfreesboro Central Magnet High School boys' cross country team, TSSAA Division I, Class A-AA state champions. by *Baum, *Terry, *Rudd.

***House Joint Resolution No. 708** -- Memorials, Sports - Murfreesboro Central Magnet High School girls' cross country team, TSSAA Division I, Class A-AA state champions. by *Baum, *Terry, *Rudd.

***Senate Joint Resolution No. 772** -- Memorials, Sports - Jackson Martin, Creek Wood High School, TSSAA Division I A-AA Cross Country State Champion. by *Roberts.

***Senate Joint Resolution No. 798** -- Memorials, Death - Judge Gilbert Stroud Merritt, Jr. by *Yarbro, *Campbell, *Gilmore.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Resolution No. 125: by Rep. Camper

Under the rules, House Resolution No. 125, was placed at the heel of the calendar for January 24, 2022.

Rep. Clemmons moved that all members of the Davidson County delegation voting aye on House Joint Resolution No. 697 be added as co-prime sponsors, which motion prevailed.

Rep. Russell moved that all members voting aye on House Joint Resolution No. 701 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Todd.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and

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House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	84
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Clemmons, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Love, Marsh, McKenzie, Miller, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--84

Representatives present and not voting were: Dixie--1

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Warner, **House Bill No. 1716** was recalled from the Education Administration Committee and withdrawn from the House.

On motion of Rep. Powers, **House Bill No. 1527** was recalled from the Local Government Committee and withdrawn from the House.

On motion of Rep. Camper, **House Resolution No. 125** was withdrawn from the House.

CLERK'S NOTE TO THE JOURNAL

Pursuant to **Rule No. 20**, Rep. Carringer was excused from Session on Wednesday, January 20, 2022.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 324 Rep. Baum as First prime sponsor.

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House Bill No. 959 Rep. Jernigan as prime sponsor.

House Bill No. 1670 Rep. Whitson as prime sponsor.

House Bill No. 1698 Rep. Weaver as prime sponsor.

House Bill No. 1863 Rep. Love as prime sponsor.

House Bill No. 1867 Reps. Lamberth, Faison, Todd, Boyd, Grills, Cochran and Smith as prime sponsors.

SPONSORS WITHDRAWN

On Motion, Rep. Alexander withdrew as sponsor of **House Bill No. 1439**.

On Motion, Rep. Darby withdrew as sponsor of **House Bill No. 1862**.

**ENROLLED BILLS
January 20, 2022**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 654, 655 and 656; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
January 20, 2022**

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 654, 655 and 656.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
January 20, 2022**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 668, 669, 670, 671, 672, 693, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707 and 708;

GREG GLASS, Chief Engrossing Clerk

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ENROLLED BILLS
January 20, 2022

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 123 and 124; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED
January 20, 2022

The Speaker announced that he had signed the following: House Resolutions Nos. 123 and 124.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
January 20, 2022

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 654, 655 and 656; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 87

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Love, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Vital, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 87

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RECESS

On motion of Rep. Gant, the House stood in recess until 5:00 p.m., Monday, January 24, 2022.